

EXHIBIT 4

1 UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF MASSACHUSETTS

3 -----x

4 EMMANUEL THIERSAINT,

5 Plaintiff,

Civil Action No.

6 vs. 1:18-cv-12406-PBS

7 DEPARTMENT OF HOMELAND SECURITY;
U.S. IMMIGRATION AND CUSTOMS

8 ENFORCEMENT; WILLIAM CHAMBERS,
in his individual capacity;

9 JOHN DOE DEFENDANTS 1-10, unknown
ICE Agents, in their individual

10 capacities; SUFFOLK COUNTY
SHERIFF'S DEPARTMENT; JOHN DOE

11 DEFENDANTS 11-16, unknown
officers of the Suffolk County

12 Sheriff's Department, in their
individual capacities; and

13 UNITED STATES OF AMERICA,

14 Defendants.

15 -----x

16
17 DEPOSITION OF BRIAN KAISER

18 Conducted Remotely

19 200 Bradston Street

20 Boston, Massachusetts

21 Thursday, November 12, 2020, 9:22 a.m.

22

23

24 Reporter: James A. Scally, RMR, CRR

A P P E A R A N C E S

WOLF, GREENFIELD & SACKS PC

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A P P E A R A N C E S

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County Sheriff's Department

1 INDEX

2 WITNESS EXAMINATION

3 BRIAN KAISER

4 (By Mr. Conley) 7

5

6

7

8

E X H I B I T S

9 NO. PAGE

10 Exhibit 1 LinkedIn profile 9

11 Exhibit 2 3/21/16 email Bates stamped 39
GOV003171

12

13 Exhibit 3 Group of documents Bates 42
stamped SCSD000011 through 22

14 Exhibit 4 2/17/16 email Bates stamped 97
GOV002999

15

16 Exhibit 5 Group of documents Bates 99
stamped SCSD00001 through 10

17 Exhibit 6 2/26/16 email chain Bates 129
stamped GOV003064

18

19 Exhibit 7 3/31/16 email chain Bates 134
stamped GOV003869

20 Exhibit 8 Photographs Bates stamped 136
SCSD-003825 through 3953

21

22

23 (Exhibits were given to the court
reporter to attach to the transcript.)

24

1 THE COURT REPORTER: This is James

2 A. Scally. I am a Registered Merit
3 Reporter, Certified Realtime Reporter,
4 and I am a Notary Public in the
5 Commonwealth of Massachusetts.

6 This deposition is being taken
7 remotely. This witness is appearing
8 remotely from 20 Bradston Street,
9 Boston, Massachusetts.

10 The attorneys participating in
11 this proceeding acknowledge their
12 understanding that I am not physically
13 present in the proceeding room, nor am
14 I physically present with the witness
15 and that I will be reporting this
16 proceeding remotely. They further
17 acknowledge that, in lieu of an oath
18 administered in person, the witness
19 will verbally declare his testimony in
20 this matter under the pains and
21 penalties of perjury. The parties and
22 their counsel consent to this
23 arrangement and waive any objections to
24 this manner of proceeding.

6

1 Please indicate your agreement by
2 stating your name and your agreement on

3 the record, after which I will swear in

4 the witness and we may begin.

5 MR. CONLEY: This is Bryan Conley
6 from Wolf Greenfield -- I'm sorry. Go
7 ahead.

8 MS. GARAND: Melissa Garand from
9 the Suffolk County Sheriff's
10 Department, and I consent.

11 MS. PIEMONTE: This is Eve
12 Piemonte on behalf of the United States
13 and William Chambers, and I consent.

14 MR. CONLEY: Bryan Conley from
15 Wolf, Greenfield & Sacks on behalf of
16 plaintiffs, and I consent.

1 BRIAN KAISER, having been
2 satisfactorily identified by the
3 production of his driver's license and

duly sworn by the Notary Public, was

examined and testified as follows in

answer to direct interrogatories:

EXAMINATION

BY MR. CONLEY:

Q. Good morning, Captain Kaiser. Thanks for

your patience this morning.

A. Good morning.

Q. As you see, we've got a court reporter

present remotely, taking down the words that I say,

the words that you say. Because of that, I just ask

that when I ask a question, you let me finish. And

when you're giving an answer, I'll try not to

interrupt you. I'll let you finish, so that we can

get a full transcript that reads cleanly.

Does that sound okay?

A. Yes.

Q. We'll take breaks periodically. If you need

a break before we take one, just let us know. The

only thing I'd ask is that you answer any question

8

that's pending before we -- before we break.

Does that sound reasonable?

A. Okay.

Q. Also, if you don't understand a question,

7 Q. Does the Suffolk County Sheriff's Department
8 have an in-house ICE agent?

9 A. Yes, they do.

10 Q. And in 2016, did the Suffolk County Sheriff's
11 Department have an in-house ICE agent?

12 A. Yes, they did.

13 Q. Do you recall who that individual was in
14 2016?

15 A. It was William Chambers.

16 Q. What were your interactions like with Mr.
17 Chambers in 2016 generally?

18 MS. GARAND: Objection.

19 Q. Let me back up, captain. Hold on one second.
20 Strike that.

21 Did you have any interactions with Mr.
22 Chambers in 2016?

23 A. Yes, I did.

24 Q. And describe the nature of those

119

1 interactions.

2 MS. GARAND: Objection.

3 A. So we just on a day-to-day basis worked
4 together. You know, like I said, I oversaw the 8-1
5 unit, and he was the agent that was assigned to the
6 building. He would tour the units. He would speak
7 with the detainees. He would address their concerns.

8 You know, if anything arose that I would need to
9 speak to him about, he was always available, things
10 of that nature.

11 Q. Do you have any knowledge of whether Mr.
12 Chambers had any conversations with NaphCare or a
13 third-party medical provider about Mr. Thiersaint?

14 A. I do not.

15 Q. Did you ever know Mr. Chambers to have any
16 conversations with NaphCare or a third-party medical
17 provider about detainees?

18 A. I did not. No, I do not.

19 Q. From -- strike that.

20 Do you recall, is Mr. Chambers the Suffolk
21 County Sheriff's Department current in-house ICE
22 agent?

23 A. No, he's not. We don't have any ICE
24 detainees here.

120

1 Q. Understood. Do you know for approximately
2 how long Mr. Chambers served as the in-house ICE
3 agent for the Suffolk County Sheriff's Department?

4 A. I don't know the exact dates. I know he was
5 there when I was there from September 2015 to
6 February 2019, but I don't know about any dates,
7 specific dates, before that.

8 Q. Have you ever seen Mr. Chambers converse with